

IN THE DISTRICT COURT OF GUAM  
TERRITORY OF GUAM  
CRIMINAL MINUTES

**FILED**  
DISTRICT COURT OF GUAM  
APR 11 2006

MARY L.M. MORAN  
CLERK OF COURT

CASE NO. CR-05-00053

DATE: 4/11/2006

HON. ROGER T. BENITEZ, Designated Judge, Presiding

Law Clerk: NONE PRESENT

Court Reporter: Wanda Miles

Courtroom Deputy: Glenn Rivera

Electronically Recorded: 1:12.00 - 1:35.35

CSO: N. Edrosa/J. Lizamo

\*\*\*\*\* A P P E A R A N C E S \*\*\*\*\*

DEFT: CHRISTOPHER M. ESPINOSA

ATTY: G. PATRICK CIVILLE

(X) PRESENT (X) CUSTODY ( ) BOND ( ) P.R.

(X) PRESENT ( ) RETAINED ( ) FPD (X) CJA APPOINTED

DEFT: BRIAN WILLIAM ELM

ATTY: CURTIS VAN DE VELD

(X) PRESENT (X) CUSTODY ( ) BOND ( ) P.R.

(X) PRESENT ( ) RETAINED ( ) FPD (X) CJA APPOINTED

U.S. ATTORNEY: RUSSELL STODDARD

AGENT: PAUL GRIFFITH, DEA

U.S. PROBATION: ROSSANNA VILLAGOMEZ-AGUON

U.S. MARSHAL: V. ROMAN/D. PUNZALAN

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PROCEEDINGS: STATUS CONFERENCE

- ( ) DEFENDANT SWORN AND EXAMINED: AGE: \_\_\_\_\_ HIGH SCHOOL COMPLETED: \_\_\_\_\_  
( ) DEFENDANT ARRAIGNED AND ADVISED OF HIS RIGHTS, CHARGES AND PENALTIES  
( ) REMOVAL/IDENTITY HEARING ( ) CONDUCTED ( ) WAIVED ( ) SET FOR: \_\_\_\_\_ at \_\_\_\_\_  
( ) WARRANT OF REMOVAL ISSUED  
( ) GOV'T SUMMARIZES THE EVIDENCE ( ) GOV'T SUBMITS TO THE PLEA AGREEMENT  
( ) COURT QUESTIONS DEFENDANT REGARDING HIS PHYSICAL AND MENTAL CONDITION, AND ADVISES DEFENDANT OF THE NATURE AND POSSIBLE CONSEQUENCES OF SAID PLEA  
( ) DEFENDANT WAIVES READING OF ( ) COMPLAINT ( ) INFORMATION ( ) INDICTMENT  
( ) COURT ORDERS PLEA AGREEMENT SEALED  
( ) COURT REJECTS PLEA AGREEMENT AND REFERS IT TO: \_\_\_\_\_ FOR RECOMMENDATION.  
( ) PRESENTENCE REPORT ORDERED AND DUE: \_\_\_\_\_  
( ) PRELIMINARY EXAMINATION SET FOR: \_\_\_\_\_  
( ) ARRAIGNMENT SET FOR: \_\_\_\_\_ at \_\_\_\_\_  
( ) TRIAL SET FOR: \_\_\_\_\_  
(X) DEFENDANTS TO REMAIN IN THE CUSTODY OF THE U.S. MARSHAL SERVICE FOR ( ) PROCESSING (X) DETENTION  
( ) DETENTION HEARING REQUESTED BY \_ GOV'T \_ DEFT IS SET FOR: \_\_\_\_\_ at \_\_\_\_\_

NOTES:

ATTORNEY VAN DE VELD NOTIFIED THE COURT OF A POSSIBLE CONFLICT OF INTEREST WITH HIS OFFICE REPRESENTING HIS CLIENT IN THIS CASE, AND OF HIS INTENTION TO FILE A MOTION TO DISQUALIFY HIMSELF FROM REPRESENTING HIS CLIENT.

THE COURT SET A HEARING ON THE MOTION FOR DISQUALIFICATION OF ATTORNEY VAN DE VELD FOR MAY 12, 2006 AT 9:30AM BEFORE MAGISTRATE JUDGE MANIBUSAN.